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PATENT, TRADEMARK, COPYRIGHT
AND UNFAIR COMPETITION LAW
AND RELATED LITIGATION

EDMUND P. WOOD 1923-1968
TRUMAN A. HERRON 1935-1978
EDWARD B. EVANS 1936-1971

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August 2, 2005

FACSIMILE COVER SHEET

To: Examiner Jeffrey R. Swearingen
Art Unit 2145
Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22213-1450

Fax: 571-273-8300

Enclosures:

Fax Cover Sheet containing Certificate of
Facsimile Transmission (1 page)
Transmittal containing Certificate of Facsimile
Transmission (2 pages)
Amendment and Response (15 pages)

From: Scott A. Stinebruner
Reg. No. 38,323

Re: U.S. Patent Application
Serial No. 09/845,933
Filed: April 30, 2001
Applicant: Bruce Leroy Beukema et al.
Art Unit: 2145
Confirmation No.: 3353
Our Ref: IBM/187

Pages: 18 (including cover sheet)

**MESSAGE/COMMENTS
OFFICIAL****CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence and the enclosures noted herein (18 total pages, including cover sheet) are being transmitted via facsimile transmission to Examiner Jeffrey R. Swearingen, Art Unit 2145, Mail Stop AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22213-1450 at 571-273-8300 on August 2, 2005.

Judith L. Volk
Judith L. Volk

August 2, 2005
Date

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PATENTAtt'y Docket No. IBM/187/124
Confirmation No. 3353**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence and the enclosures noted herein (18 total pages, including cover sheet) are being transmitted via facsimile transmission to Examiner Jeffrey R. Swearingen, Art Unit 2145, Mail Stop AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 at 571-273-8300 on August 2, 2005.

Judith L. Volk
Judith L. Volk

August 2 2005
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Bruce Leroy Beukema et al. Art Unit: 2145
Serial No.: 09/845,933 Examiner: Jeffrey R. Swearingen
Filed : April 30, 2001
For : PRIMITIVE COMMUNICATION MECHANISM FOR ADJACENT NODES IN
A CLUSTERED COMPUTER SYSTEM

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. ☒ Transmitted herewith is an Amendment and Response.
2. ☐ Small Entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.
☐ Enclosed is a verified statement to establish Small Entity status
☒ Other than a Small Entity
3. The fee has been calculated as shown below:

CALCULATION OF FEES

Fee:	Number of Claims After Amendment:		Previously Paid For:	No. Extra:		At Rate: Amount:
Total Claims	22	minus	22	0	\$50	\$0.00
Independent Claims	4	minus	4	0	\$200	\$0.00
MULTIPLE DEPENDENT CLAIM FEE					\$360	\$0.00
TOTAL FEE FOR CLAIMS:						\$0.00

- ☒ No additional fee for claims is required.

Page 1 of 2
Serial No. 09/845,933
Transmittal for Amendment of August 2, 2005
IBM Docket: ROC920010009US1
WH&E IBM/187
K:\m\187\Amendment re 5-2-05 OA Transmittal.rpt

4. ☐ Attached is a check in the sum of \$_____ for additional claims.
☐ Please charge my Deposit Account No. 23-3000 in the amount of \$_____.

5. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply. Complete (a) or (b) as applicable.

- ☐ (a) Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

	<u>Ext. Mos.</u>	<u>Large entity</u>	<u>Small entity</u>
<input type="checkbox"/>	one month	\$ 120.00	\$ 60.00
<input type="checkbox"/>	two months	\$ 450.00	\$ 225.00
<input type="checkbox"/>	three months	\$1,020.00	\$ 510.00
<input type="checkbox"/>	four months	\$1,590.00	\$ 795.00
<input type="checkbox"/>	five months	\$2,160.00	\$1,080.00

Extension fee due with this request:

\$ _____

Method of Payment:

Check enclosed in the amount of \$ _____

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

- ☐ An extension for _____ months has already been secured and the fee paid thereof of \$_____ is deducted from the total fee due for the total months of extension now requested. Extension fee due with this request \$_____.

OR

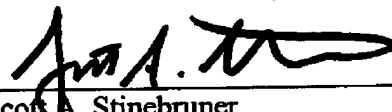
- ☒ (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

6. ☒ If any additional fee for claims or extension of time is required, charge Account No. 23-3000.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

By:


 Scott A. Stinebruner
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IBM/187

Confirmation No. 3353**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Bruce Leroy Beukema et al.

Art Unit: 2145

Serial No.: 09/845,933

Examiner: Jeffrey R. Swearingen

Filed: April 30, 2001

Atty. Docket No.: IBM/187

For: PRIMITIVE COMMUNICATION MECHANISM FOR ADJACENT
NODES IN A CLUSTERED COMPUTER SYSTEM

AMENDMENT AND RESPONSEMail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the Office Action dated May 2, 2005, please amend the above-identified application as follows:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks begin on page 9 of this paper.

Page 1 of 15
Serial No. 09/845,933
Amendment and Response dated August 2, 2005
Reply to Office Action of May 2, 2005
IBM Docket ROC920010009US1
WH&E IBM/187
K:\ibm\187\Amendment and Response re 5-2-05 OA.wpd